

# Notice of Allowability

Application No.

10/711,266

Examiner

Nitin Patel

Applicant(s)

ALBERT, JONATHAN D.

Art Unit

2629

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 3/5/2007.
2. ☒ The allowed claim(s) is/are 1-23.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
  1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

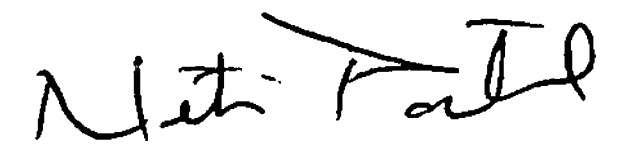
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying Indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
NITIN I. PATEL  
PRIMARY EXAMINER

***Terminal Disclaimer***

1. The terminal disclaimer filed on 3/5/2007 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of 6,816,147 has been reviewed and is accepted. The terminal disclaimer has been recorded.

**Reason For Allowance**

2. Claims 1-26 is allowed.

3. The following is an examiner's statement of reason for allowance:

The prior art fails to teach or suggest an electro-optic display comprising: a bistable electro-optic material having on one side thereof a viewable surface visible to an observer viewing the display, and on the opposed side thereof a writing surface; a deformable member contacting the writing surface of the electro-optic material; the deformable member having a plurality of electrodes formed on its surface contacting the writing surface of the electro-optic material; and a movable member disposed on the opposed side of the deformable member from the electro-optic material and movable relative to the electro-optic material, the movable member urging the deformable member into contact with the electro-optic material such that movement of the movable member relative to the electro-optic material will cause the area of contact between the deformable member and the electro-optic material to move across the writing surface of the electro-optic material as claimed in claim 1.

The prior art fails to teach or suggest a method for addressing an electro-optic display, this electro-optic display comprising: a bistable electro-optic material having on

Art Unit: 2629

one side thereof a viewable surface visible to an observer viewing the display, and on the opposed side thereof a writing surface; a deformable member contacting the writing surface of the electro-optic material, the deformable member having a plurality of electrodes formed on its surface contacting the writing surface of the electro-optic material; and a movable member disposed on the opposed side of the deformable member from the electro-optic material and movable relative to the electro-optic material, the movable member urging the deformable member into contact with the electro-optic material such that movement of the movable member relative to the electro-optic material will cause the area of contact between the deformable member and the electro-optic material to move across the writing surface of the electro-optic material, the method comprising: placing the movable member in a first position relative to the electro-optic material and placing a first set of potentials on the electrodes, thereby writing a first column of pixels of the display, each of this column of pixels being defined by the portion of one electrode which contacts the writing surface of the electro-optic material when the movable member is in its first position; and moving the movable member to a second position relative to the electro-optic material, this second position being spaced from the first position, and placing a second set of potentials are placed on the electrodes, at least one of the second set of potentials differing from the first set of potentials, thereby writing a second column of pixels of the display, each of this column of pixels being defined by the portion of one electrode which contacts the writing surface of the electro-optic material when the movable member is in its second position as claimed in claim 18.

Art Unit: 2629

4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

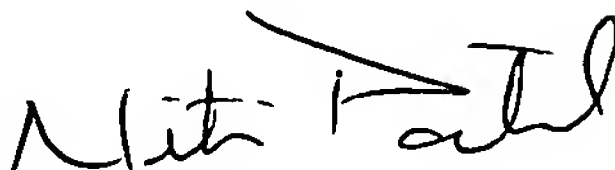
**Conclusion**

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nitin Patel whose telephone number is 571-272-7677. The examiner can normally be reached on 8:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bipin H. Shalwala can be reached on 571-272-7681. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Nitin Patel  
Primary Examiner  
Art Unit 2629

  
NITIN I. PATEL  
PRIMARY EXAMINER